IN THE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF MISSISSIPPI JACKSON DIVISION

JESSICA WATKINS WINDHAM, Individually and on behalf of her minor child CHRISTIAN D. WINDHAM, BRYANT WINDHAM and MIKE WATKINS

PLAINTIFFS

VS.

CAUSE NO. 3:07cv197 DPJ-JCS

KAON SMITH, TYRA SMITH, UNKNOWN JOHN DOES 1-9, and UNKNOWN CORPORATIONS 1-9

DEFENDANTS

AGREED ORDER OF DISMISSAL WITH PREJUDICE

THIS DAY, THIS CAUSE came on for hearing on the joint motion of the parties to dismiss this action with prejudice, and the Court, having been advised in the premises and noting the agreement of counsel, finds that said Motion is well taken and should be and is hereby granted;

IT IS, THEREFORE, ORDERED AND ADJUDGED, that the claims made by Plaintiff, Jessica Watkins Windham, against Defendants, Kaon Smith and Tyra Smith are hereby dismissed with prejudice with each party to bear their own costs.

SO ORDERED, THIS the 10 day of ______, 2007.

UNITED STATES MAGISTRATE JUDGE

AGREED TO:

/s/ Thomas Waller THOMAS WALLER Attorney for Plaintiffs

/s/ Troy Thomas Schwant
TROY THOMAS SCHWANT
Attorney for Defendants